IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

PIL Writ Petition No.142 of 2006

Project Smita & 9 Ors. .. Petitioners

vs

The State of Maharashtra and ors ..Respondents

Ms Ushajee Peri for Mr. Mihir Desai for the petitioners.

Mr Belosey, Offg. Govt. Pleader for respondent Nos. 1 and 3

Mr. K.K. Singhvi, Senior Advocate with Ms Priti Purandare for respondent No.2

Mr. B.A. Desai Addl. Solicitor General for respondent no.4,7 and 8

CORAM: H.L GOKHALE,Acg C.J. ,&
V.M.KANADE, J.
DATE: February 15, 2007.

P.C.:-

Heard Ms Ushajee Peri appearing for the petitioners, Mr. Belosey, Offg. Government Pleader for respondent Nos.1 and 3, Mr. Singhvi for respondent No.2, and Mr. Desai, Addl Solicitor General for respondent No.4. This petition is concerning the deluge which took place on 26th July 2005. A grievance is made that when the Government came out with a scheme for appropriate compensation, some persons, who suffered, did not get the same whereas some,

who are not affected, got the benefit. A reply has been filed by one Shri Praveen Srivastava, Joint Secretary, Rehabilitation Department, State of Maharashtra wherein he has placed on record as to who have been given the benefit and who have not been given and for what reason. It was further stated that when large number of persons suffered, government did take appropriate measure which was necessary to be taken immediately. It is quite possible that there might have been some error. But in an earlier petition for similar reliefs, being Writ Petition No.2116 of 2005, the learned Advocate General made a statement that if there are any errors, the same will be corrected. Similarly if the petitioners have any grievance concerning any individual, they can represent to the concerned officer in the rehabilitation department and their grievance will be looked into. This is not a matter where the Court can interfere on the judicial side. That petition was disposed of on 17.1.2007.

Petition is disposed of.

ACTING CHIEF JUSTICE

V.M.KANADE, J.